

AMENDED

Nº 43435

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAR 30 1981  
Returned to applicant for correction..... JUN 4 1981  
Corrected application filed..... JUL 31 1981  
Map filed..... JUL 31 1981

The applicant White Pine County

P.O. Box 659, of Ely,  
Street and No. or P.O. Box No. City or Town

Ely, Nevada 89301, hereby make application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground Well No. S2  
Name of stream, lake or other source.

2. The amount of water applied for is 6.0 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for Industrial Purposes  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point in the NE1/4 NE1/4 of Section 2 T.14 N., R.66 E., M.D.B.&M., whence the NE Corner of said Section 2 bears N. 45° 00' 00" E., 565.69 feet distant.

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use Sections 1, 2, 11, 12, 13, 14, N1/2 of Section 23 and the N1/2 of Section 24, all in T.14 N., R.66 E., M.D.B.&M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about 1st of January and end about 31st of December, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be diverted through a pipeline (approx. 24" in diameter) to the proposed place of use.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works. \$25,000.00
10. Estimated time required to construct works. 5 years  
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use. 10 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This Application is being filed in conjunction with five other Applications for a total yearly draw of 26,063 acre feet per year for a Power Generating Plant.

By s/Richard W. Forman  
Signature, applicant or agent  
Richard W. Forman  
P.O. Box 150  
Ely, Nevada 89301

DENIAL OF STATE ENGINEER

Compared. bl/sg

~~This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:~~

This application is hereby denied on the grounds that its issuance would threaten to prove detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,  
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed..... my office, this 9th day of May  
Cultural map filed.....  
Certificate No. .... Issued..... A.D. 2006.

*Hugh Ricci, P.E.*  
State Engineer